

BEFORE THE HEARING EXAMINER
IN AND FOR THE COUNTY OF SNOHOMISH

In Re Point Wells Urban Center,

No. 11-101457 LU
11-101461 SM
11-101464 RC
11-101008 LDA
11-101007 SP

BSRE Point Wells LP,

Appellant and Applicant,

Scheduling Order

Snohomish County Planning and
Development Services Department

Respondent.

OPEN RECORD HEARING

The open record hearing will occur in the Stillaguamish Room (1st Floor Public Hearing Room No. 2) located in the Robert J. Drewel Building (Admin-East Bldg.), 3000 Rockefeller Avenue, Everett, Washington. The hearing schedule is:

Wednesday, May 16, 2018	2:00 p.m. to 5:00 p.m.	BSRE will describe the project.
Thursday, May 17, 2018	9:00 a.m. to 7 p.m. (may be extended to 9 p.m. if needed to accommodate public comment)	1. PDS will describe its review of the project from 9:00 a.m. to noon on May 17.
Friday May 18, 2018	9:00 a.m. to 7 p.m. (may be extended to 9 p.m. if needed)	

In Re Point Wells Urban Center

11-101457 LU
11-101461 SM
11-101464 RC
11-101008 LDA
11-101007 SP

Order Denying Intervention

Page 1 of 4

	to accommodate public comment)	2. Public comment will start at 1:30 p.m. on May 17.
Monday, May 21, 2018	1:00 p.m. to 7:00 p.m.	Testimony of witnesses from BSRE and PDS.
Tuesday, May 22, 2018	9:00 a.m. to 3:00 p.m.	
Wednesday, May 23, 2018	9:00 a.m. to 5:00 p.m.	
Thursday, May 24, 2018	9:00 a.m. to 5:00 p.m.	
Friday, May 25, 2018	9:00 a.m. to 5:00 p.m.	
Wednesday, May 30, 2018	9:00 a.m. to 5:00 p.m.	
Thursday, May 31, 2018	11:00 a.m. to 7:00 p.m.	

EXHIBITS, WITNESSES, AND OTHER FILINGS

April 16, 2018 PDS files its list of witnesses and provides BSRE a proposed exhibit list. The witness list should identify the witnesses, briefly describe the subject matter of their testimony, and include experts' *curriculum vitae*.

April 30, 2018 BSRE files its list of witnesses and proposes additions to PDS' draft exhibit list. The witness list should identify the witnesses, briefly describe the subject matter of their testimony, and include experts' *curriculum vitae*.

May 4, 2018 All parties file their exhibit lists and exhibits by 4 p.m.

May 9, 2018 Departmental report due.

Hearing briefs are optional. If either BSRE or PDS submit a brief, please do so by the close of business on Monday, May 14 so that it may be read before the hearing.

In Re Point Wells Urban Center

11-101457 LU

11-101461 SM

11-101464 RC

11-101008 LDA

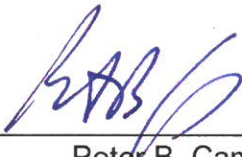
11-101007 SP

Order Denying Intervention

Page 2 of 4

1 Proposed findings of fact and conclusions of law are also optional, but are helpful. If
2 submitted, please do so by the close of the open record hearing. A digital copy in Word
3 format would be helpful.

4 DATED this 12th day of April, 2018.

5 
6 _____
7 Peter B. Camp
Snohomish County Hearing Examiner

8 RECONSIDERATION

9 This is not a final decision on the project. However, reconsideration by the Examiner may
10 also be sought by one or more Parties of Record as provided by SCC 2.02.170 (2013). The
11 following paragraphs summarize the reconsideration and appeal processes. For more
12 information about reconsideration procedures, please see chapter 2.02 SCC and the
13 Examiner Rules of Procedure.

14 Any Party of Record may request reconsideration by the Examiner pursuant to SCC
15 2.02.170 (2013). A petition for reconsideration must be filed in writing with the Office of the
16 Hearing Examiner, 3000 Rockefeller Avenue, M/S #405, Everett WA 98201, **on or before**
17 **April 24, 2018.**¹ There is no fee for filing a petition for reconsideration. The petitioner for
18 reconsideration "shall mail or otherwise provide a copy of the petition of reconsideration to
19 all parties to the appeal on the date of filing."

20 The petition for reconsideration does not have to be in any special form but must:

- 21 (a) Contain the name, mailing address and daytime telephone number of the petitioner,
22 together with the signature of the petitioner or of the petitioner's attorney, if any;
- 23 (b) Identify the specific findings, conclusions, actions and/or conditions for which
24 reconsideration is requested;
- 25 (c) State the relief requested; and,
- 26 (d) Where applicable, identify the specific nature of any newly discovered evidence
27 and/or changes proposed by the applicant.

28 The grounds for seeking reconsideration are limited to the following:

¹ The tenth day is a non-working day. The deadline therefore continues to the next working day.

- 1 (a) The Hearing Examiner exceeded the Hearing Examiner's jurisdiction;
- 2 (b) The Hearing Examiner failed to follow the applicable procedure in reaching the
- 3 Hearing Examiner's decision;
- 4 (c) The Hearing Examiner committed an error of law;
- 5 (d) The Hearing Examiner's findings, conclusions and/or conditions are not supported
- 6 by the record; or
- 7 (e) New evidence which could not reasonably have been produced and which is
- 8 material to the decision is discovered.

9 Please include the County file number in any correspondence regarding this case.

10 Staff Distribution: Ryan Countryman, PDS

In Re Point Wells Urban Center

11-101457 LU

11-101461 SM

11-101464 RC

11-101008 LDA

11-101007 SP

Order Denying Intervention

Page 4 of 4